

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF SPARTANBURG )

IN THE COURT OF COMMON PLEAS

**RECEIVED**

**Oct 12 2023**

**SC Court of Appeals**

Timothy Hutley, as Guardian )  
for Jane Doe. )

Plaintiff(s), )

-vs- )

ORDER REGARDING DEFENDANTS'  
MOTION FOR RECONSIDERATION

THI of South Carolina at Magnolia )  
Manor Inman, LLC, et.al., )

Defendant(s). )

Case No.: 2022CP4201163

Hearing Date: September 5th, 2023, @ 9:30 a.m.  
Hearing Judge: Grace Gilchrist Knie  
Counsel for Plaintiff/s: Charles Daniel Pruitt  
Counsel for Defendant/s: Russell Grainger Hines  
Court Reporter: WebEx Record Function

A Rule 59 (e) SCRCPP motion to reconsider and to alter or amend has been received from the Defendants filed with and served on the Court on May 25<sup>th</sup>, 2023. The Motion to Reconsider was properly served on The Court per Rule 59(g) SCRCPP. Present representing the Plaintiff was Charles D. Pruitt, Esq. Russell G. Hines, Esq. was present representing the Defendants. This hearing was conducted via Judge Knie's Virtual Courtroom and recorded by the WebEx record function by consent. Specifically Defendants' Motion is requesting that the Court alter, amend or reconsider its Order filed on May 15<sup>th</sup>, 2023, which denied Defendants' January 17<sup>th</sup>, 2023, Motion to Compel Plaintiff's claims against it to arbitration and stay the lawsuit as to them pending the outcome of the Motion to Compel.

After careful consideration of the able arguments and filings of Counsel and review of the record, the Court is unable to discover any material fact or principle of law that either has been overlooked or disregarded and further finds no error of law or fact not appropriately considered.

Accordingly, the Defendants' Motion for Reconsideration filed with the Court on May 25<sup>th</sup>, 2023, made pursuant to Rule 59, SCRCP, requesting that the Court reconsider its decision denying the Defendants' Motion to Compel Arbitration and Stay is respectfully denied.

IT IS SO ORDERED.

September 11th, 2023

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Grace Gilchrist Knie, Judge  
Circuit Court, Seventh Judicial Circuit



Spartanburg Common Pleas

**Case Caption:** Timothy Hutley, Guardian For Jane Doe VS Thi Of South Carolina  
At Magnolia Manor Inman, Llc , defendant, et al

**Case Number:** 2022CP4201163

**Type:** Order/Other

IT IS SO ORDERED.

S/GRACE GILCHRIST KNIE - 2760